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Cheryl L. Powell

Name of Person Mailing Paper

Date of Deposit October 3, 2003

Signature of Person Mailing Paper

Cheryl L. Powell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
In re application of: Santelli	Examiner: Mayo III, William H.
Serial No.: 09/871,315	Group Art Unit: 2831
Filed: May 31, 2001	Docket No.: Fram Trak-8
For: UNIVERSALLY ADJUSTABLE WIRE AND/OR CABLE ENCLOSURE CONNECTOR FOR WIRE AND/OR CABLE ENCLOSURE SYSTEMS	Date: October 3, 2003

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OFFICE OF THE SPECIAL
PROGRAMS EXAMINER

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**PETITION TO WITHDRAW HOLDING OF
ABANDONMENT BASED ON UNTIMELY MAILING OF ADVISORY ACTION**

Applicant hereby petitions under 37 CFR 1.181 and MPEP 711.03(c) for withdrawal of the holding of abandonment of the above-identified application, as the Examiner's Advisory Action was mailed 108 days after Applicant's timely filing of an after final amendment.

On February 27, 2003, the Examiner in charge of the above-identified application mailed a Final Office Action which rejected all the claims pending in the application under new grounds.

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On May 15, 2003, an Amendment and Response after Final Rejection (the Amendment of May 15, 2003) and a corresponding return receipt post card were mailed by the undersigned attorney in response to the new grounds of rejection raised in the Final Office Action of February 27, 2003.

On May 27, 2003, the undersigned attorney's law office received the return receipt post card date stamped with a Patent Office receipt date of May 19, 2003. A copy of the date stamped return receipt post card is enclosed herewith.

On August 12, 2003, the undersigned attorney mailed a Status Inquiry to the Patent Office to determine why no communication had been received in response to the Amendment of May 15, 2003.

On August 25, 2003, in response to the Status Inquiry mailed on August 12, 2003, Wynette Stapor of Group Art Unit 2800, telephoned the undersigned attorney and requested that a copy of the Amendment of May 15, 2003 be faxed to her.

On August 27, 2003, the 6 month statutory period for responding to Final Rejection mailed on February 27, 2003 expired.

On September 4, 2003, 8 business days after faxing the copy of the Amendment of May 15, 2003 to Art Unit 2800 and 108 days after the Patent Office received the original copy of the Amendment of May 15, 2003, Mr. Mayo, the Examiner in charge of the application, mailed an Advisory Action denying entry of the Amendment because it allegedly raised new issues that would require further consideration and/or search.

On September 8, 2003, the Advisory Action of September 4, 2003 was received by the undersigned attorney's law office.

On September 9, 2003, the undersigned attorney conducted a telephone interview with Examiner Mayo to inquire about the delayed mailing of the Advisory Action of

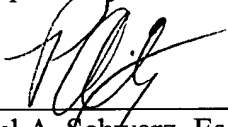
September 4, 2003. Examiner Mayo indicated during this telephone interview that the entire delay was due to the fact that the application was under review pursuant to Examiner Mayo's participation in a signatory authority program.

The filing of this petition is believed to be timely under 37 CFR 1.181 (f), as it is within two months of the August 27, 2003 6-month statutory period for response. Note that, as of today, no formal notice of abandonment has been received in this application.

A request for Continued Examination of the above-identified application is enclosed herewith along with the requisite fees.

No fee is believed to be required for this petition. The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16 and any patent application processing fees under 37 CFR 1.17, which are associated with this communication, or credit any overpayment to Deposit Account No. 50-2061.

Respectfully submitted,



Paul A. Schwarz, Esq.
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TC 2300 MAIL ROOM

Serial No.: 09/877,315 Filing Date: 5-31-2001 DM File No.: FranTrak 8
Title: Universe of Adjustable Wire And/or 28 20
First Inventor: Santolo, J.A. Date: 5-15-2003
The PTO has received: 5-15-2003
☐ Patent Application of PTU Basic
Pages (including claims & abstract)
☐ Declaration or ☐ Designation Sheet
☐ Drawings Sheet(s)/Figs. 1 to 1
☐ Priority Document
☐ Small Entity Declaration
☐ Assignment & Conveyance Cover Sheet
☐ Information Disclosure Statement
☐ PTO 1449
☒ Amendment
☐ Affidavit or Declaration
☐
☐ TM Application
☐ Statement of Use
☐ Extension of Time
☐ Notice of Appeal
☐ Brief
☐ Petition
☐ Status Request
☐ Issue Fee
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